

INDEX #: 20180-07
Date Filed: August 31, 2007STATE OF NEW YORK
SUPREME COURT
DISTRICT:

COUNTY OF BRONX

ATTORNEY(S): : LINDA STRUMPF PH: 212-568-6800
ADDRESS: 111 JOHN STREET NEW YORK NY 10038 File No.: 65140

ANTHONY SPINALE

vs

LINDSAY MITCHELL, ET ANO.

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF NASSAU, SS.:

AFFIDAVIT OF SERVICE

ASSMET ABDERRAHMAN, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On Wednesday, September 5, 2007 at 2:18 PM, at 465 ROW C NYC TERMINAL MARKET, Bronx, NY 10474, deponent served the within Summons and Complaint

on: LINDSAY MITCHELL C/O USDA - AMS - F&V - HUNTS POINT OFFICE, Defendant therein named.

The index number and the filing date of the action were endorsed upon the face of the papers so served herein.

#1 INDIVIDUAL By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. By delivering thereat a true copy of each to _____ personally, deponent knew said _____ so served to be the _____ described in same as said recipient and knew said individual to be the managing/authorized agent of the _____, and said person stated that he/she was authorized to accept service on behalf of the _____.

#3 SUITABLE AGE PERSON/ PARTNERSHIP By delivering a true copy of each to JERRY "SMITH", CO-WORKER, a person of suitable age and discretion. Said premises is recipient's: ☒ actual place of business ☐ dwelling house (usual place of abode) within the state.#4 AFFIXING TO DOOR By affixing a true copy of each to the door of said premises, which is recipient's: ☐ actual place of business ☐ dwelling house (place of abode) within the state.

Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having caused the area

on _____ at _____
on _____ at _____
on _____ at _____
on _____ at _____

Address confirmed by _____

#5 MAIL COPY ☒ On September 13, 2007, deponent completed service by depositing a true copy of each document to the above address in a 1st Class postpaid properly addressed envelope not indicating that mailing was from an attorney or concerned legal action and marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.#6 DESC. A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:
☒ Sex: Male Color of skin: White Color of hair: Gray Age: 51-65 Yrs Height: 5' 9 - 6' 0"
(use with #1, 2 or 3) Weight: 161 - 200 Lbs Other Features: GLASSES

#7 WIT. FEES the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.

#8 MIL. SRVC ☒ Your deponent asked the person spoken to whether defendant was in the active military service of the United States or N. Y. State; and received a negative reply. Upon information and belief I have; being based on the conversations & observations above narrated, defendant is not in the military service.#9 OTHER ☐Sworn to before me on September 13, 2007DAVID B WARSHALL
NOTARY PUBLIC, State of New York
No. 01WA8115528, Qualified in Nassau County
Term Expires September 07, 2008ASSMET ABDERRAHMAN
Server's Lic # 1115274
Invoice/Work Order # 68613

65140

10/17/2007 11:18 AM

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SUPREME COURT
DISTRICT:

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#9 OTHER

Sworn to before me on September 13, 2007

DAVID B WARSHALL
NOTARY PUBLIC, State of New York
No. 01WA6116526, Qualified in Nassau County
Term Expires September 07, 2008

ASSMET ABDERRAHMAN
Server's Lic # 1115274
Invoice-Work Order # 68614

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1 JUNE 2008 10:00 AM NEW YORK